



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL APPLICATION NO.2418 OF 2025

IN

FIRST APPEAL (ST.) NO.8398 OF 2025

Executive Engineer, Buldhana Irrigation Division, Buldhana

Vs.

Damodhar S/o. Mahipat Gawande and Others

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr. V. Dahat, Advocate for the Applicant/Appellant.

Mr. S.C. Joshi, AGP for the Respondent Nos.2 and 3/State.

CORAM: PRAFULLA S. KHUBALKAR, J.

DATED : 09th JANUARY, 2026

1. Heard.
2. Issue notice to the respondents, returnable after four weeks.
3. Learned AGP waives service of notice on behalf of respondent Nos.2 and 3/State.
4. Applicant is permitted to serve the remaining respondents by private mode, in addition to regular mode of service and file affidavit of service in that regard by next date.

CIVIL APPLICATION NO.2419 OF 2025

5. This is an application under Order 41 Rule 5 of the Code of Civil Procedure, 1908 for grant of stay to judgment and award dated 28.10.2024 in Case No.3034/AMT/BLD/2022 by the Presiding Officer, Land Acquisition, Resettlement and Rehabilitation Authority, Nagpur.

6. Issue notice to the respondents, returnable after four weeks.
7. Learned AGP waives service of notice on behalf of the respondent Nos.2 and 3/State.
8. Applicant is permitted to serve the remaining respondent by private mode, in addition to regular mode of service and file affidavit of service in that regard by next date.
9. Having regard to the contents of the application and submissions advanced, subject to the appellant depositing the entire decretal amount with this Court along with interest, within a period of twelve weeks' from today, there shall be ad-interim stay to the impugned judgment and award passed by the Presiding Officer, Land Acquisition, Resettlement and Rehabilitation Authority, Nagpur, till next date.

(PRAFULLA S. KHUBALKAR, J.)

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